

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:	§	
	§	
CYRUS II, L.P., BAHAR DEVELOPMENT, INC., and MONDONA RAFIZADEH	§	Jointly Admin. Under Case No. 05-39857-H1-7
	§	
Debtors.	§	(Chapter 7)
	§	
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	§	
RODNEY D. TOW, AS THE CHAPTER 7 TRUSTEE, <i>ET AL.</i>	§	Adversary Proceeding No. 07-3301
	§	
Plaintiffs.	§	
	§	
v.	§	
	§	
SCHUMANN RAFIZADEH, <i>ET AL.</i> ,	§	
	§	
Defendants.	§	

**STIPULATION BY MONDONA RAFIZADEH TO A
“NOTICE ONLY” PRELIMINARY INJUNCTION HEARING**

Mondona Rafizadeh, Defendant (“Mondona”) makes this Stipulation Regarding Plaintiffs’ Motion for Preliminary Injunction, stipulating as follows:

1. Except for the issue of whether notice to Wellspring is sufficient and proper to justify an injunction, Mondona will not challenge the merits of whether the Court should issue the preliminary injunction against Wellspring Sourcing, Ltd. (“Wellspring”) at the preliminary injunction hearing set for October 29, 2007 (“hearing”), and so long as no finding or ruling at the hearing, including the acceptance of evidence or testimony, binds her.

2. Therefore, by filing this Stipulation, Mondona does not concede that this Court has jurisdiction over Wellspring or that Wellspring has proper notice of the hearing, or that an injunction is proper. Mondona makes this Stipulation with the understanding (as repeatedly stated by the Court) that no findings made by this Court based on the hearing will bind Mondona

or preclude or affect her right to present any evidence during any subsequent trial, hearing or other proceeding. Further, this Stipulation does not preclude Mondona from objecting to any evidence or testimony presented during the preliminary injunction hearing in any subsequent hearing, trial or other proceeding.

WHEREFORE, Mondona respectfully requests that this Court take notice of this Stipulation.

Respectfully submitted this 24th of October, 2007.

WEYCER, KAPLAN, PULASKI & ZUBER, P.C.

By: /s/ Hugh M. Ray, III
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail and/or hand delivery, on the 24th day of October, 2007, on the following parties:

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